IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE FIFTH DAY OF OCTOBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE N.V. RAMANA

WRIT PETITION NO : 21718 of 1995

Between:

1. The lankalakoderu Co.operative Rural Bank Ltd.,

rep. by its Secretary, Lanakalakoderu, Palakol Mandal,
West Gdavary District.
2. Dantuluri Rammohan, S/o. Satyanarayana Raju,
Secretary of the lankalakoderu Co.operative Rural bank Ltd.,

lankalakoderu
R/o. Lankalakoderu, Palakol mandal, W.G. Dist.
3. P. Satyanarayana Raju, S/o. Subbaraju,
President of the Lankalakoderu Co.operative Rural Bank Ltd.,
Lankalakoderu, Palakol Mandal, W.G. Dist.

.... PETITIONERS

AND

1. The District Forum (Consumer Forum)
West Godavary District, Eluru
2. D. Veerabhadrulu, (Regd.,No. 5/78)
Palakole, W.G. Dist., H.No. 76.4.16,
Gandhipuram.2, Rajahmundry-533 103.

(R2-dissmissed for default as per Court order dt.24-7-2000)
3. Vegesina Suramma, W/o. Appalaraju,
r/o. Lankalakoderu, Palakold mandal,
W.Godavary Ditst.

....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ of Certiorarified-Mandamus or any other appropriate Writ, declaring that

the first respondent shall not invoke the power under Section 27 of the Act for non implementation of the orders passed against the petitioners relating to payment of money or declaring that the 1st respondent shall not punish the petitioners for non compliance of the orders relating to payment of money unless it is established that the petitioners have willfully disobeyed its orders or declaring that Section 27 of the Consumer Protection Act 1986 is unconstitutional, as it violates Art.14 of the Constitution of India and consequently quash the orders dated 19-9-1995 in I.A.No.12 of 1995 in C.D.No.60 of 1993, and I.A.No. 14 of 1995 in C.D.No.92 of 1993 on the file of the first respondent in the interest of justice.

Counsel for the Petitioner: MR.C.RAMACHANDRA RAJU

Counsel for the Respondents: GP FOR CIVIL SUPPLIES

The Court made the following:

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ORDER:

The writ petition as against respondent No.2 was dismissed on 24-07-2000 for default. In view of the dismissal of the writ petition as against respondent No.2, and respondent Nos.1 and 3 being merely formal parties to the writ petition, no purpose would be served in adjudicating the writ petition.

The writ petition is therefore dismissed. No order as to costs.

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N.V. RAMANA, J.

Date: 5th October, 2004.

LSK/KSR

ASSISTANT REGISTRAR

To

1. The District Forum (Consumer Forum)

West Godavari District, Eluru.

2. Two C.Cs. to the Government Pleader for Civil Supplies,

High Court Buildings, Hyderabad.

3. Two C.D. copies.